

ELECTRONICALLY FILED
May 7, 2007

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8 Counsel for the Official Committee Of
9 Equity Security Holders Of USA Capital First Trust Deed Fund, LLC

10
11 **UNITED STATES BANKRUPTCY COURT**
12 **DISTRICT OF NEVADA**

13 In re:) BK-S-06-10725-LBR
14 USA COMMERCIAL MORTGAGE COMPANY,) Chapter 11
15 Debtor.)

16 In re:) BK-S-06-10726-LBR
17 USA CAPITAL REALTY ADVISORS, LLC,) Chapter 11
18 Debtor.)

19 In re:) BK-S-06-10727-LBR
20 USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,) Chapter 11
21 Debtor.)

22 In re:) BK-S-06-10728-LBR
23 USA CAPITAL FIRST TRUST DEED FUND, LLC,) Chapter 11
24 Debtor.)

25 In re:) BK-S-06-10729-LBR
26 USA SECURITIES, LLC,) Chapter 11
27 Debtor.)

28 Affects) **Hearing**

- All Debtors)
- USA Commercial Mortgage Co.)
- USA Securities, LLC)
- USA Capital Realty Advisors, LLC)
- USA Capital Diversified Trust Deed)
- USA First Trust Deed Fund, LLC)

Date: May 31, 2007
Time: 9:30 a.m.
Place: Courtroom #1

25 **AMENDED NOTICE OF FILING OF AND HEARING ON MOTION FOR ORDER**
26 **APPROVING STIPULATION BETWEEN THE USACM LIQUIDATING TRUST AND**
27 **USA CAPITAL FIRST TRUST DEED FUND, LLC ON OVERBID ALLOCATION AND**
28 **PLAN COMPROMISE PURSUANT TO FEDERAL RULE OF BANKRUPTCY**
PROCEDURE 9019(A) (AFFECTS DEBTORS USA COMMERCIAL MORTGAGE
COMPANY AND USA CAPITAL FIRST TRUST DEED FUND, LLC)

1 **PLEASE TAKE NOTICE** that on May 4, 2007, the "Motion For Order Approving
2 Stipulation Between The USACM Liquidating Trust And USA Capital First Trust Deed Fund,
3 LLC On Overbid Allocation And Plan Compromise Pursuant To Federal Rule Of Bankruptcy
4 Procedure 9019(A)" (the "Motion") was filed by the Official Committee of Equity Security
5 Holders of USA Capital First Trust Deed Fund, LLC (the "FTDF Committee") and the USACM
6 Liquidating Trust (the "Trust"). Pursuant to the Motion, the FTDF Committee and the Trust
7 request that the Court enter an order approving the "Stipulation Between USACM Liquidating
8 Trust and USA Capital First Trust Deed Fund, LLC On Overbid Allocation and Plan Compromise"
9 (the "Stipulation") pursuant to Federal Rule of Bankruptcy Procedure 9019(a). A true and correct
10 copy of the Stipulation is annexed as Exhibit "A" to the Motion.
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12 **PLEASE TAKE FURTHER NOTICE** that the hearing on the Motion will be held
13 before the Honorable Linda B. Riegle, United States Bankruptcy Judge, in the Foley Federal
14 Building, 300 Las Vegas Boulevard South, Courtroom 1, Las Vegas, Nevada, on May 31, 2007,
15 at the hour of 9:30 a.m.
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PLEASE TAKE FURTHER NOTICE that any response to the Objection must be served on the undersigned counsel and filed by May 22, 2007 pursuant to Local Rule 9014(d)(1), which provides that oppositions to a motion must be filed and service must be completed on the movant no later than 15 days after the motion is served.

If you object to the relief requested, you *must* file a **WRITTEN** response to this pleading with the court. You *must* also serve your written response on the person who sent you this notice.

If you do not file a written response with the court, or if you do not serve your written response on the person who sent you this notice, then:

- ! The court may *refuse to allow you to speak* at the scheduled hearing; and
- ! The court may *rule against you* without formally calling the matter at the hearing.

DATED: May 7, 2007

STUTMAN, TREISTER & GLATT, P.C.

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Fund, LLC*